

I hereby certify that this correspondence is being filed via
EFS-Web with the United States Patent and Trademark Office
on August 29, 2008

PATENT
Attorney Docket No.: 026808-002800US

TOWNSEND and TOWNSEND and CREW LLP

By: Timothy S. Parker
Timothy S. Parker

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

DAY, Tony

Application No.: 10/509,434

Filed: June 6, 2005

For: DATA CENTER COOLING

Customer No.: 20350

Confirmation No.: 7437

Examiner: KOSANOVIC, Helena

Art Unit: 3749

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT UNDER
37 CFR §1.97 and §1.98

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references are not enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the “references cited” on any patent to issue therefrom.

The references cited in this IDS were cited in an Office Action mailed on January 3, 2008 in related U.S. Patent Application No. 11/609,666. Reference AD was used in that Office Action and in a subsequent Office Action in 11/609,666 mailed July 22, 2008 to reject


one or more claims. Copies of the Office Actions in 11/609,666 are available on PAIR and are believed to be readily accessible to the Examiner.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

This IDS is being filed before the mailing date of the final Office Action or Notice of Allowance.

Please charge the IDS fee of \$180 to Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,


Shane H. Hunter
Reg. No. 41,858

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 858-350-6100
Fax: 415-576-0300
SHH:tsp
61482484 v1